

State of New Hampshire
Board of Barbering, Cosmetology, and Esthetics
2 Industrial Park Drive
Concord NH 03301
603 271-3608 Phone 603 271-8889 Fax

APPLICATION TO OPERATE A TANNING FACILITY

In order to process your application, all pages must be properly completed with all required information as it pertains to your tanning facility. **Required application fee of \$45.00.** Please make check payable to "Treasurer, State of NH". Incomplete applications WILL BE RETURNED. Use only blue or black ink.
Print clearly and legibly.

TANNING FACILITY NAME: _____

FACILITY MAILING ADDRESS: _____ Phone # _____

CITY: _____ STATE: _____ ZIP CODE _____

FACILITY PHYSICAL ADDRESS: _____

PLEASE CHECK ONLY ONE

☐ New Tanning Facility

☐ Change of Ownership
(For currently operating facility)

Previous Facility Name: _____

Previous Facility # (If known) _____

Previous Facility Owner's Name _____

☐ Change of Facility
Name Only

Previous Facility Name: _____

Previous Facility # _____

☐ Changing Facility Location

Previous Facility Name: _____

Previous Facility # _____

Previous Facility Address _____

Facility being licensed will be owned by **(CHECK ONLY ONE)**.

☐ Individual Name _____ SS # _____

Home Address _____ Home Phone _____

City _____ State _____ Zip code _____

If the facility being registered is a Corporation, LLC, or Partnership a complete list of all owner names, addresses, and telephone numbers must be provided.

☐ Corporation
or L.L.C

Name _____ FEIN# _____

Home Address _____ Home Phone _____

City _____ State _____ Zip code _____

☐ Partnership

Name _____ SS # _____

Home Address _____ Home Phone _____

City _____ State _____ Zip code _____

TANNING DEVICE INFORMATION: Complete the information for each tanning device. List bed, booth, or other (please specify) but do not list equipment such as protective eyewear and timers.

- | | | |
|-----|------------------------|--------------|
| 1. | _____ | _____ |
| | Type of tanning device | # of devices |
| 2. | _____ | _____ |
| | Type of tanning device | # of devices |
| 3. | _____ | _____ |
| | Type of tanning device | # of devices |
| 4. | _____ | _____ |
| | Type of tanning device | # of devices |
| 5. | _____ | _____ |
| | Type of tanning device | # of devices |
| 6. | _____ | _____ |
| | Type of tanning device | # of devices |
| 7. | _____ | _____ |
| | Type of tanning device | # of devices |
| 8. | _____ | _____ |
| | Type of tanning device | # of devices |
| 9. | _____ | _____ |
| | Type of tanning device | # of devices |
| 10. | _____ | _____ |
| | Type of tanning device | # of devices |

TANNING FACILITY MUST ENSURE THEY COMPLY WITH THE FOLLOWING:

RSA 313-A:1

XI-a. "Operator" means a person age 18 or older who has received training through a program approved by the board in the safe operation of tanning devices, operates the tanning device, controls the length of the exposure to UV light, and instructs the consumer in the proper use of the device.

Operational Requirements of RSA 313-A:30

I. Operators shall have sufficient knowledge in the operation of the tanning devices, including but not limited to:

- (a) Requirements of this section and of 21 CFR 1040.20;**
- (b) Proper use of U.S.F.D.A. Recommended Exposure Schedule;**
- (c) Procedures for correct operation of the tanning facility/device;**
- (d) Recognition of injuries and the facility's procedures for handling such injuries from overexposure to ultraviolet radiation;**
- (e) Manufacturer's procedures for operation and maintenance of the tanning device;**
- (f) Proper use of protective eyewear;**
- (g) Emergency procedures in case of injury;**
- (h) Effects of UV radiation, acute and chronic exposure, biological effects and health risks;**
- (i) Photosensitizing agents; and**
- (j) Recognition of the 6 skin types and the Fitzpatrick Scale.**

II. Operators shall be trained in all of the areas listed in paragraph I. Training shall be received through curricula and programs approved by the board. A tanning facility shall maintain a list of the facility's operators who have been trained in accordance with this section. Such list shall include the date of the training and shall be available for inspection by the board.

III. Operators shall obtain proof of age from each tanning device user pursuant to RSA 313-A:31, I.

IV. Operators shall read aloud and shall provide each tanning device user with a written consent statement containing the wording listed below and the Fitzpatrick Scale. In the event that the user is under the age of 18, this wording shall be read to the user's parent or guardian. Operators shall obtain the signature of the user or parent or guardian on the written consent prior to the initial exposure to the tanning device. The consumer consent form shall include the following wording in at least size 12 font:

"DANGER--ULTRAVIOLET RADIATION

Follow instructions.

Avoid overexposure. As with natural sunlight, overexposure can cause eye and skin injury and allergic reactions.

Repeated exposure may cause premature aging of the skin and skin cancer.

Wear protective eyewear. Failure to use protective eyewear may result in severe burns or long-term injury to the eyes.

Medication or cosmetics may increase your sensitivity to the ultraviolet radiation.

Consult a physician before using sunlamp or tanning equipment if you are using medications or have a history of skin problems or believe yourself to be especially sensitive to sunlight."

V. Upon notification by a consumer of a complaint or an alleged tanning injury, a registrant shall provide information to the consumer about how complaints may be filed with the board.

VI. The tanning facility registrant shall maintain a record for each individual tanning device user which shall include dates exposed, length of exposure and signed consent form. Records shall be maintained for a minimum of 3 years or 3 years past the age of majority of the client.

313-A:31 Tanning of Minors. –

I. No person under the age of 18 shall be allowed to utilize a tanning device at a tanning facility without the written consent of that person's parent or legal guardian and without an operator present. Proof of age shall be satisfied with a driver's license or other government issued identification containing date of birth and a photograph of the individual. This consent requirement shall be satisfied only if the parent or legal guardian is physically present at the time of the initial use of the tanning device, and the responsible adult signs a document declaring that he or she is the parent or legal guardian of the minor and attesting to the age of the minor. The consent of the parent or legal guardian shall be valid for 12 subsequent uses of the tanning device by the minor.

II. No minors under the age of 14 shall be allowed to utilize a tanning device at a tanning facility without a written order from a physician licensed under RSA 329. Persons using a tanning facility under the provisions of this paragraph shall be accompanied by a parent or legal guardian for every use of the tanning facility.

ALL TANNING APPLICATIONS MUST BE SIGNED BEFORE SENDING TO THIS OFFICE.

I have read the contents hereof and clearly understand that the correctness and truth of my statements as recorded in this application are material, not only to the issuance of the certificate of registration, as applied for, but also to the retention of said certificate, if issued.

Signature of Applicant